



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

March 15, 2011

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

33 March 15, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**AMENDMENT 2 TO CONTRACT NO. 76402
ANTELOPE VALLEY LANDSCAPE MAINTENANCE SERVICES
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action is to amend a contract for landscape maintenance services to expand the service areas for Antelope Valley to include the newly constructed roundabout on Hasley Canyon Road.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the work continues to be categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that these services continue to be more economically performed by an independent contractor than by County of Los Angeles employees.
3. Approve Amendment 2 to Contract No. 76402 with Santiago Gonzalez, d.b.a. Alma Gardening Company, to expand landscape maintenance services at the newly constructed roundabout on Hasley Canyon Road, commencing on April 1, 2011, or execution by both parties, whichever occurs last; increase the current annual contract amount from \$38,893.50 to \$42,370, an increase of \$3,476.50 prorated for the current contract year; and increase the annual contract amount to \$43,801.50 for the remaining subsequent contract year for a potential maximum contract sum of \$211,495 and a maximum contract term of five years.
4. Authorize the Director of Public Works or her designee to annually increase the contract amount

up to an additional 10 percent of the annual contract sum for unforeseen, additional work within the scope of the contract, if required.

5. Authorize the Director of Public Works or her designee to execute the amendment upon proper execution by the contractor and approval as to form by County Counsel; to approve and execute future amendments to incorporate necessary changes within the scope of work; and to suspend work if, in the opinion of the Director of Public Works or her designee, it is in the best interest of the County of Los Angeles to do so.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to amend Contract No. 76402 to expand the service areas for landscape maintenance services for Antelope Valley to include the newly constructed roundabout on Hasley Canyon Road.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The contractor who has the specialized expertise to provide these services accurately, efficiently, timely, and in a responsive and cost-effective manner will support the Department of Public Works (Public Works) in meeting these goals.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The additional amount of \$3,476.50 will increase the contract's annual amount from \$38,893.50 to \$42,370, prorated for the current contract year. The additional annual amount of \$4,908 (\$409 monthly) will increase the contract's annual amount from \$38,893.50 to \$43,801.50 for the remaining contract year.

Funding for this additional service and 10 percent additional funding contingencies is included in the Fiscal Year 2010-11 Road Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On December 4, 2007, Agenda Item 36, your Board approved Contract No. 76402 with Santiago Gonzalez, d.b.a. Alma Gardening Company, located in Acton, California, for landscape maintenance services in the Antelope Valley area, authorizing annual contract expenditures of \$43,215. The contract was for an initial one-year period that commenced on December 16, 2007, with two 1-year renewal options for a maximum potential contract term of three years.

On May 18, 2010, Agenda Item 35, your Board approved a 10 percent unit cost reduction with a two-year extension with this contractor. The cost reduction was retroactive to October 1, 2009, pursuant to the Chief Executive Office recommendation of February 1, 2010. Amendment 1 to this contract was executed on July 21, 2010, reducing the annual contract amount from \$43,215 to \$38,894.50,

retroactive to October 1, 2009; and the contract was extended for a period of two years starting December 16, 2010, through and including December 15, 2012. The contract is in its first year of the two-year extension period.

The Amendment 2, which is substantially reflected in the enclosure, will continue the contract's current terms, specifications, and conditions. The Director of Public Works or her designee will execute this amendment in accordance with your Board's authorization and only upon proper execution by the contractor and approval as to form by County Counsel. The contractor has agreed to pay its full-time employees the current Living Wage Rate approved by your Board on February 6, 2007, and to comply with the County's Living Wage reporting requirements. The County's Proposition A and Living Wage Ordinance (LWO) provisions apply to the contract, as County employees can perform these contracted services. This contract complies with all of the requirements of the Los Angeles County Code, Section 2.201. The contractor will continue to pay its full-time employees the required minimum rates of \$11.84 per hour without health benefits, or \$9.64 per hour with health benefits of \$2.20 per hour, as specified in the LWO adopted by your Board and will comply with the County's Living Wage reporting requirements.

Using methodology approved by the Auditor-Controller, Proposition A cost analysis indicates that the recommended contracted services continue to be performed more economically by the private sector.

ENVIRONMENTAL DOCUMENTATION

The proposed work is categorically exempt from the California Environmental Quality Act (CEQA). The work is within a class of projects that has been determined not to have a significant effect on the environment in that they meet the criteria set forth in Section 15301(h) of CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the amendment will continue the current contracted services and expand the service areas.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Administrative Services Division.

The Honorable Board of Supervisors
3/15/2011
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Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:GZ:cg

Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Office of Affirmative Action Compliance (w/o
enc.)

AMENDMENT 2 TO CONTRACT NO. 76402

ANTELOPE VALLEY LANDSCAPE MAINTENANCE SERVICES

THIS AMENDMENT, made and entered into this ____ day of _____, 2011, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY) and MR. SANTIAGO GONZALEZ, d.b.a. ALMA GARDENING COMPANY, a sole proprietorship (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. 76402 was entered into between the COUNTY and the CONTRACTOR, on December 4, 2007, to provide landscape maintenance services for the Antelope Valley area commencing on December 16, 2007; for a period of one year with two 1-year renewal options; and

WHEREAS, the COUNTY, in accordance with the motion passed by the Board of Supervisors on June 16, 2009, negotiated with the CONTRACTOR to accept a cost reduction without any reduction in the goods and services provided to the COUNTY in exchange for a contract term extension; and

WHEREAS, on July 21, 2010, Amendment 1 to this Contract was executed by the Director of Public Works and the CONTRACTOR to accept a cost reduction of 10 percent without any reduction in the goods and services provided to the COUNTY in exchange for a two-year Contract term extension starting December 16, 2010, through and including December 15, 2012; and

WHEREAS, the COUNTY desires to expand this Contract to include landscape maintenance services to the newly constructed roundabout on Hasley Canyon Road; and

WHEREAS, the CONTRACTOR is willing to provide these services under the Contract's existing terms and conditions as amended by this AMENDMENT.

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 76402 between them shall be amended as follows:

FIRST: Exhibit A, Scope of Work, paragraph B, Work Locations, is amended to include the following:

CONTRACTOR shall also provide landscape maintenance services to the Newhall Land – Hasley Canyon Roundabout.

SECOND: The additional landscape maintenance services to the Supplemental Work Location will be provided commencing on April 1, 2011, and continuing until

December 15, 2011, and shall continue until December 15, 2012. The COUNTY may in its sole discretion delete services to the Supplemental Work Location from Exhibit A, Scope of Work, paragraph B by providing a written 30-day notice of termination to the CONTRACTOR.

THIRD: The cost for these additional services will be \$409 per month, increasing this Contract's annual amount from \$38,893.50 to \$42,370, an increase of \$3,476.50 prorated for the current Contract year, and an increase of \$4,908 for the remaining extension year.

FOURTH: This Contract's Form LW-8, Cost Methodology, is revised as reflected in Attachment 1 for services for both the original and the Supplemental Work Location.

FIFTH: The monthly rate reflected in Form PW-2 (Schedule of Prices) to be utilized by the COUNTY to pay the CONTRACTOR for landscape work provided will be increased from \$3,241.13 to \$3,650.13 per month during the time period the CONTRACTOR performs these additional services to the Supplemental Work Location.

SIXTH: This AMENDMENT will take effect on April 1, 2011, or execution by both parties whichever occurs last.

SEVENTH: Except as modified by this AMENDMENT, all other terms, conditions, requirements, and specifications of this Contract shall remain in full force and effect.

[illegible]

IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By _____
Director of Public Works

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN
County Counsel

By _____
Deputy

SANTIAGO GONZALEZ,
d.b.a. ALMA GARDENING COMPANY

By _____
Its Managing Member

Type or Print Name

PROPOSER: Alma Gardening Company

POSITION/TITLE * (LIST EACH EMPLOYEE SEPARATELY)	HOURS PER DAY							ANNUAL HOURS	HOURLY WAGE RATE	ANNUAL COST
	SUN	MON	TUE	WED	THU	FRI	SAT			
SUPERVISOR				2	8	8	8	18	\$22.00	\$ 20,592.00
GARDENER					8	8	8	16	\$12.00	\$ 9,984.00
									\$	
									\$	
									\$	
									\$	
									\$	
									\$	
									\$	
									\$	
								Total Annual Salaries	\$	30,576.00
Comments/Notes:								(1) Vacations, Sick Leave, Holiday	\$	1,156.00
New annual price for existing contract after 10% reduction = \$38,893.50								(2) Health Insurance **	\$	-
Additionally cost for new proposal for Hasley Canyon = \$409/month								(3) Payroll Taxes & Workers' Compensation	\$	4,000.00
								(4) Welfare and Pension	\$	
								Total Annual Employee Benefits (1+2+3+4)	\$	5,156.00
								(5) Equipment Costs	\$	2,500.00
								(6) Service and Supply Costs	\$	2,250.00
								(7) General and Administrative Costs	\$	3,000.00
								(8) Profit	\$	319.50
								Total Annual Other Costs (5+6+7+8)	\$	8,069.50
								TOTAL ANNUAL PRICE	\$	43,801.50

* All employees shown must be FULL-TIME employees of the proposer, unless exemption to use Part-Time employees has been granted by the County.
 ** Minimum cost for health insurance is \$2.20/hour if hourly wage rate is between \$9.64 and \$11.84, unless exemption from Living Wage requirements has been granted by the County.

This cost methodology is to show, in detail, how the Proposer arrived at the proposed contract price. This methodology is to reflect employee classifications to be used (e.g., landscape maintenance laborer, working supervisor, etc.); hours to be worked daily, weekly, and annually by each classification; hourly and annual wages to be paid to each classification; estimated annual payroll taxes; estimated annual allowances for vacation, sick, holiday, health and welfare, and pension. Proposer's costs for insurance, supplies, equipment, overhead, and any other miscellaneous costs are to be shown as requested. These costs, plus the gross labor costs and projected profit, should total to the Proposer's annual price as quoted in Form PW-2, Schedule of Prices.

The above information was compiled from records that are available to me at this time and I declare under penalty of perjury that the information is true and accurate within the requirements of the proposal.

proposai.

SANTIAGO GONZALEZ

Name of Proposer

Santiago Gonzalez

Signature

2/15/2011

Date